



**State of Utah**

**Department of  
Natural Resources**

MICHAEL R. STYLER  
*Executive Director*

**Division of  
Oil, Gas & Mining**

JOHN R. BAZA  
*Division Director*

JON M. HUNTSMAN, JR.  
*Governor*

GARY R. HERBERT  
*Lieutenant Governor*

March 16, 2007

CERTIFIED MAIL  
7004 2510 0004 1824 8224

Craig Worthington  
Worthington Landscape  
6536 South 1300 West  
Taylorsville, Utah 84123

Subject: Informal Assessment Conference on Cessation Order MN 2006-03-11,  
Craig Worthington, Worthington Landscape, S/035/025 Mine Site, Salt Lake  
County, Utah

Dear Mr. Worthington:

In accordance with R647-7-106 and your request dated March 16, 2007 please be advised that an informal conference on state Notice of Violation N# MN-2006-03-11, Worthington Landscape, has been established for March 27, 2007, beginning at 9:00 am. This informal conference is to review the fact of the violation and review the proposed penalty assessment.

Pertinent, written material you wish reviewed before the conference can be forwarded to Mary Ann Wright, Associate Director, Mining Conference Officer, at the address listed below.

The conference will be held in the office of the Department of Natural Resources, Division of Oil, Gas and Mining Conference Room A. Please check in at the Department of Natural Resources front desk and then proceed to the conference room.

Sincerely,

Vickie Southwick  
Executive Secretary

vs

cc: Mary Ann. Wright  
Daron Haddock  
Paul Baker

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confer..doc

## **Vickie Southwick - Violation #MN2006-03-11-01**

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**From:** "Craig"  
**To:** "Vickie Southwick" , "Paul Baker"  
**Date:** 03/16/2007 11:54 AM  
**Subject:** Violation #MN2006-03-11-01  
**Attachments:**

March, 16<sup>th</sup>, 2007

Vickie, here is a letter requesting a conference on violation # MN2000-03-11-01 which has to do with mining permit # S0350025. As Paul, you and I have discussed during the 2006 year on a few occasions, I have tried to get Bluffdale City to respond to the allegations and have not had any one return my calls after I have talked with the City receptionist. She told me the city was having internal affair problems, but would see if someone could call me back and I had given her the information on why it was important to have a return call. Both times I called, I got the same response. After that I asked Paul Baker to call them to verify the problem I was having resolving the violation. I'm surprised that when someone makes an accusation against someone else (as in this violation) and then does not show up with proof of violation or a way to resolve the violation that it is now the responsibility of the person being accused to spend their time to get the claim dismissed. \* In court if you sue someone and don't show up to back up your suit, it automatically gets dropped against the defendant, without the defendant having to do anything. Same holds true with a criminal case. If the court system charges someone with a crime and then does not pursue that charge, it automatically gets dropped within a certain time without the defendant needing to do anything! \* If I need to come in for a conference then that is fine, it just surprises me with Bluffdale City not responding to mine and your calls that the violation would not just be dropped. You have already heard the same story from the other rock permit holders. I have attached one of the newspaper clippings that I have read this past year on Bluffdale City and their on going management problems. If you still feel it is necessary to have a conference to vacate the Violation after reading and going over all of the information, please let me know a time and I will come in and discuss the exact same information that is listed. Paul and I have kept in touch fairly often on what I'm doing out at the Mining site and he can testify to the extra care that we take in keeping in compliance with our permit. In fact, he told me last year that we were doing more than we needed to in leveling and soil. He said that it's better to leave it rough so as to not have run off. That would be less time consuming for us, but we wanted to do the best job we could. Now we know what is expected. The property that we are taking rock off has been submitted for subdivision, but as you can see on the attached article, the city is fighting with a lot of developers and builders, so the approval has not yet been given to subdivide. I'm sure it will be done in the near future. \* If we still need to meet for a conference on the violation, please let me know! Thank you, Craig Worthington DBA Worthington Landscape Const. Office # (801) 268-2111 or Cell # (801) 694-8558

## Bluffdale hurting at the seams

High amount of staff turnover is putting strain on city workings

By CATHY MCKITRICK  
*The Salt Lake Tribune*

BLUFFDALE — This beleaguered south Salt Lake Valley city is showing signs of strain.

The loss of Administrative Services Director Brent Bluth — installed as city manager by the City Council last fall and twice fired by Mayor Claudia Anderson — has left a gaping hole in how the city functions, says Councilman Bill Maxwell.

"He was the heartbeat of the staff and had a pulse on the whole situation," Maxwell said of city veteran Bluth. "When she threw him out of the middle, it caused some real problems."

Bluth wasn't Anderson's only target. When she took office in January 2006, she quickly replaced four of the city's five planning commissioners, and the city is on its third planner. Bluffdale also is facing legal action by dissatisfied developers who threaten to disconnect 4,000 acres.

And other developers voiced concerns Tuesday that city-approval processes, because of staff turnover, have slowed down their projects.

"The current situation evolved, one thing after another," said Bluffdale resident and developer Johnny Loumis.

Loumis, a Planning Commission member ousted by Anderson, said Wednesday that he was bothered that the mayor put in "a whole new administration in planning ... but they've adjusted well."

Contention between the council and mayor peaked last fall over concerns about staff retention and Anderson's first firing of Bluth.

The council responded by creating a city-manager position and hiring Bluth to fill it.

Anderson then sued the council and lost. But her supporters launched a petition drive to let voters decide the mayor's powers, and the council backed off, saying they would schedule a special election in June.

By mid-January, Anderson had re-fired Bluth and hired former state Rep. David Hogue as interim administrative-

services director.

The council in late February passed an ordinance rejecting Hogue's status as a city employee.

But nothing has changed. Hogue still takes his staff seat during council meetings, is being paid a salary and occupies a City Hall office.

"The mayor hired me ... they can't take it away from the mayor," Hogue said, claiming that while "statutes are ambiguous on this, the mayor has the sole right to choose her deputies and assistants without any advice or consent," Hogue said.

He said the ambiguity comes in where another place in the statute "talks about department heads needing advice and consent."

"The council refuses to acknowledge Mr. Hogue. We don't consider him an employee," Maxwell said, who worries about what will happen come April as the council heads into budget sessions without the knowledgeable Bluth.

"He spearheaded the whole thing over the last three to four years," Maxwell said.

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